

Message Text

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ACTION EB-07

INFO OCT-01 EA-07 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOTE-00 INR-07 NSAE-00 FAA-00 L-03 TAR-01 PA-01 PRS-01

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R 130131Z JAN 76

FM AMEMBASSY WELLINGTON
TO SECSTATE WASHDC 705

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E.O. 11652: N/A

TAGS: EAIR, NZ

SUBJ: CIVAIR: GNZ REPLY TO PAN AM'S DECEMBER 19 FILING

REF 75 WELLINGTON 3850, 75 WELLINGTON 3870, 75 WELLINGTON 3899

1. THE E/C COUNSELOR HAS RECEIVED A LETTER DATED JAN 9 FROM THE GNZ SECRETARY FOR TRANSPORT REFERRING TO HIS LETTER OF DECEMBER 22 (WELLINGTON 3899) ADVISING THAT IT IS NOT POSSIBLE TO APPROVE THE HONG KONG/LONDON SECTOR OF PAN AM'S PROPOSED ROUTE (SEE WELLINGTON 3870) UNDER THE YOX FARE WITHOUT THE PRIOR CONSENT OF THE U.K. AUTHORITIES. MOREOVER, THE PROPOSED CONDITIONS FOR THE YE FARE ARE COMPLETELY UNACCEPTABLE ACCORDING TO THE LETTER.

2. THE SECRETARY FOR TRANSPORT SPELLED OUT GNZ'S POSITION IN DETAIL IN A LETTER DATED JANUARY 9 TO PAN AM'S DIRECTOR FOR NZ. HE ADVISED THE E/C COUNSELOR THAT, PROVIDED PAN AM ADHERES TO ITS FILING AS APPROVED BY GNZ IN HIS JANUARY 9 LETTER TO PAN AM IT WILL BE ACTING WITHIN THE LAW.

3. THE TEXT OF THE SECRETARY'S LETTER TO THE PAN AM DIRECTOR FOLLOWS:

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"YOUR FILING DATED 19 DECEMBER 1975 HAS BEEN RE-

CEIVED. OUR TELEGRAM TO YOU OF 24 DECEMBER 1975
CONFIRMING APPROVAL OF THE FILING WAS TRANSMITTED
IN ERROR AND SHOULD BE DISREGARDED. AS STATED
IN OUR TELEGRAM OF 6 JANUARY 1976 YOUR FILING
HAS BEEN APPROVED ONLY IN PART BY THE NEW ZEALAND
GOVERNMENT.

"THE FOLLOWING TARIFFS ARE APPROVED, NAMELY:

(A) FOR EFFECTIVENESS JANUARY 01, 1976 AUCKLAND/
LONDON. YOX NZ\$613.30. CONDITIONS APPLICABLE
AS PER AIR NEW ZEALAND AGENTS ADVICE OCTOBER
27, 1975. ROUTINGS AUCKLAND/LOS ANGELES PAN
AMERICAN; LOS ANGELES/LONDON TRANS WORLD AIRWAYS/
BRITISH AIRWAYS. AUCKLAND/SAN FRANCISCO/LONDON
PAN AMERICAN. AUCKLAND/HONG KONG AIR NEW
ZEALAND.

APPROVAL OF THE HONG KONG/LONDON SECTOR HAS BEEN
DEFERRED PENDING ADVICE THAT THE UNITED KINGDOM
GOVERNMENT HAS APPROVED THE CARRIAGE BY PAN
AMERICAN OVER THAT SECTOR.

(B) COMMISSIONS. EFFECTIVE JANUARY 01, 1976. A
RATE FOR INTERNATIONAL FARES OF 7 1/2 PERCENT.
A 2 1/2 PERCENT INCLUSIVE TOUR OVER-RIDE.

"THE FILING FOR THE YE FARE UNDER THE
CONDITIONS AS PER GOVERNING RULE E615 OF AIR
TARIFF BOOK I ISSUED NOVEMBER 1975 IS NOT
ACCEPTABLE AND IS DISAPPROVED. RULE E615 DOES
NOT GOVERN THE YE 180 FARE FOR IT IS NOT APPROVED
BY THE NEW ZEALAND GOVERNMENT. THE CONDITIONS
APPLICABLE TO THIS FARE ARE AS PER AIR NEW ZEALAND
AGENTS ADVICE OCTOBER 27, 1975. YOU ARE THEREFORE
REQUESTED TO RESUBMIT THIS FILING IN TERMS OF THAT
AGENTS ADVICE NOTICE.

" IN APPROVING THE FILING ON THE YOX FARE AND ON
COMMISSIONS IT IS UNDERSTOOD THAT PAN AMERICAN
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WILL WITHDRAW ITS PROMOTIONAL FARES TO EUROPEAN
POINTS OTHER THAN LONDON AND APPLY ONLY THOSE
TARIFFS (AS DEFINED BY YOUR INTERNATIONAL AIR
SERVICE LICENCE) WHICH HAVE BEEN APPROVED BY THE
NEW ZEALAND GOVERNMENT."

4. PAN AM'S NZ DIRECTOR INFORMED THE E/C COUNSELOR
THAT HE HAD RECEIVED A LONG TELEX FROM PAN AM NEW YORK

ADVISING HIM INTER ALIA THAT PAN AM HAD INSTRUCTED HIM TO MAKE THE NEW FILING (WELLINGTON 3870) AT THE SPECIFIC REQUEST OF THE DEPARTMENT OF STATE IN AN EFFORT TO BE CONCILIATORY BUT ON THE QUESTION OF STOP OVER TIMES AND TRANSFER POINTS THIS WAS A MATTER BEING HANDLED BETWEEN THE GNZ AND USG AND THEREFORE PAN AM SHOULD NOT DEVIATE FROM THAT POSITION CONTAINED IN THE DECEMBER 19 FILING. TELEX ALSO ADVISED THAT PAN AM WAS HAVING A MEETING WITH DEPARTMENT AND CAB OFFICIALS ON JAN 9. (FYI THERE WAS MENTION OF GETTING THE DEPARTMENT (AND CAB?) MORE ACTIVELY INTO THIS CONTROVERSY.) THE PAN AM NZ DIRECTOR WAS TO BE ADVISED OF THE OUTCOME.

5. THERE ARE SIGNS THE PRESS MAY AGAIN BE ABOUT TO ACTIVATE TREATMENT OF THIS CONTROVERSY. A LEADING NZ PRESS ASSOCIATION WRITER ASKED FOR APPOINTMENT WITH E/C COUNSELOR TO GO INTO THE DETAILS OF THE CONTROVERSY BUT (FORTUNATELY) HE HASN'T SO FAR FOLLOWED UP. HOWEVER, IN AN ARTICLE APPEARING ON JAN 12 ON THE INITIATION OF THE NEW THRICE WEEKLY PAN AM 747 SP SERVICE ON APRIL 26 REFERENCE WAS MADE TO "NO CHANGE IN THE ATTITUDE OF PAN AM AND THE USG ON THE CONTROVERSIAL EXCURSION FARES TO LONDON WITH THE ABBREVIATED TRANSFER POINTS INTRODUCED BY AIR NEW ZEALAND IN NOVEMBER." THE ARTICLE STATED THAN PAN AM HAD SO FAR REFUSED TO FILE APPLICATION FOR APPROVAL TO FLY THE NEW SCHEME AND IN THE MEANTIME DISCUSSIONS ARE STILL GOING ON BETWEEN THE TWO GOVERNMENTS.

6. EMBASSY WOULD APPRECIATE ANY FURTHER GUIDANCE WHICH THE DEPARTMENT MIGHT BE IN A POSITION TO GIVE.

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Message Attributes

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Disposition Authority: morefirh
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Margaret P. Grafeld
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